

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP  
2 Charles K. Verhoeven (Bar No. 170151)  
3 charlesverhoeven@quinnemanuel.com  
4 David A. Perlson (Bar No. 209502)  
5 davidperlson@quinnemanuel.com  
6 Melissa Baily (Bar No. 237649)  
7 melissabaily@quinnemanuel.com  
8 John Neukom (Bar No. 275887)  
9 johnneukom@quinnemanuel.com  
10 Jordan Jaffe (Bar No. 254886)  
11 jordanjaffe@quinnemanuel.com  
12 50 California Street, 22<sup>nd</sup> Floor  
13 San Francisco, California 94111-4788  
14 Telephone: (415) 875-6600  
15 Facsimile: (415) 875-6700

16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,

20 CASE NO. 3:17-cv-00939-WHA

21 Plaintiff,

22 vs.  
23 **DECLARATION OF LINDSAY COOPER  
24 IN SUPPORT OF PLAINTIFF WAYMO  
25 LLC'S ADMINISTRATIVE MOTION TO  
26 FILE UNDER SEAL ITS OPPOSITION  
27 TO DEFENDANTS' MOTION TO  
28 EXCLUDE WAYMO'S DAMAGES  
EXPERT MICHAEL J. WAGNER**

29 Defendants.

30

31

32

33

34

35

36

37

38

1 I, Lindsay Cooper, declare as follows:

2       1. I am an attorney licensed to practice in the State of California and am admitted to  
 3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,  
 4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set  
 5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6       2. I make this declaration in support of Waymo’s Administrative Motion to File Under  
 7 Seal information in its Opposition to Defendants’ Motion to Exclude Waymo’s Damages Expert  
 8 Michael J. Wagner (the “Administrative Motion”). The Administrative Motion seeks an order sealing  
 9 the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Portions of Waymo’s Opposition	Portions highlighted in blue	Defendants
	Portions highlighted in green	Waymo
Nardinelli Declaration Exhibits 1-5, 7-9	Entire documents	Defendants
Nardinelli Declaration Exhibit 6	Entire document	Defendants and Waymo

16       3. Waymo has filed portions of portions of Waymo’s Opposition (portions highlighted in  
 17 blue) and Nardinelli Declaration Ex. 1-9 under seal because they contain information that Defendants  
 18 have designated confidential. Waymo expects Defendants to file one or more declarations in  
 19 accordance with the Local Rules.

20       4. Waymo’s Opposition (portions highlighted in green) and Nardinelli Ex. 6 contain or  
 21 refers to trade secret and confidential business information, which Waymo seeks to seal. Portions of  
 22 Waymo’s Opposition (portions highlighted in green) and Nardinelli Ex. 6 contain, reference, and/or  
 23 describe Waymo’s asserted trade secrets. Specifically, the highlighted portions describe proprietary  
 24 information gathered from technical leads across the entire self-driving program, including  
 25 descriptions and names of software, company goals for its technical development, specific technical  
 26 design goals, and identification of risks. I understand that these trade secrets are maintained as secret  
 27 by Waymo (Dkt. 25-47) and are valuable as trade secrets to Waymo’s business (Dkt. 25-31). The  
 28 public disclosure of this information would give Waymo’s competitors access to in-depth

1 descriptions—and analysis—of the functionality of Waymo’s autonomous vehicle system. If such  
2 information were made public, I understand that Waymo’s competitive standing would be  
3 significantly harmed. Waymo’s request to seal is narrowly tailored to only the confidential  
4 information. Portions of Waymo’s Opposition (portions highlighted in green) and Nardinelli Ex. 6  
5 also contain significant, in-depth information regarding Waymo’s licensing policies and future  
6 business plans. I understand that Waymo maintains this information as confidential, and if this  
7 information were disclosed publicly, Waymo would be significantly harmed.

8 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
9 true and correct, and that this declaration was executed in San Francisco, California, on September 22,  
10 2017.

11 By /s/ Lindsay Cooper  
12 Lindsay Cooper  
13 Attorneys for WAYMO LLC

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 **SIGNATURE ATTESTATION**

2 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the  
3 filing of this document has been obtained from Lindsay Cooper.

4  
5 */s/ Charles K. Verhoeven*  
6 Charles K. Verhoeven  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28